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Attorneys for Plaintiff Neways, Inc.

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**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF UTAH, CENTRAL DIVISION**

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NEWAYS INC., a Utah corporation,  
Plaintiff,  
v.  
THOMAS ELWIN MOWER, SR., *et al*,  
Defendants.

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NEWAYS INC., a Utah corporation,  
Plaintiff,  
v.  
MAYURI YAMASHITA, *et al*,  
Defendants.

**NEWAYS' AMENDED MOTION FOR  
PRELIMINARY INJUNCTION**

**(Pre-Trial Conference Scheduled  
December 19, 2007)**

Consolidated Case No. 2:07-CV-339

Judge Bruce S. Jenkins

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Pursuant to Rule 65 of the *Federal Rules of Civil Procedure*, Plaintiff Neways, Inc. (“Neways”) hereby moves the Court for the entry of a preliminary injunction against Defendants Koji Yamamoto, Toru Egashira, Fumiko Matsumoto, Yugengaisha Yuuai Corporation, Mayuri Yamashita, Kaoru Kitagawa, and Chiharu Hayashi (collectively the “Japanese Defendants”), and against Sisel International, LLC (“Sisel”). This Motion amends the Motion for Temporary Restraining Order and Preliminary Injunction Against Japanese Distributor Defendants filed by Neways on May 23, 2007.

For the reasons set forth in Neways’ supporting memorandum filed May 23, 2007, and further supported by the other documents, pleadings, and supplementations of the record on file herein, Neways respectfully requests that the Court grant Neways’ Motion and enter a Preliminary Injunction against the Japanese Defendants and Sisel. A proposed form of Order will be submitted in connection with the proposed Pre-Trial Order regarding this Motion.

RESPECTFULLY SUBMITTED this 9<sup>th</sup> day of November 2007.

/s/ David C. Reymann

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D. Craig Parry

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 9<sup>th</sup> day of November 2007, I filed the foregoing  
**NEWAYS' AMENDED MOTION FOR PRELIMINARY INJUNCTION** via the  
CM/ECF system, which will electronically serve the following:

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